AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 19th DAY OF DECEMBER 2005, AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT: Gary D. Creed -Chair

Steve L. Spradlin -Vice Chair Mary W. Biggs (Arrived 6:20 p.m.) -Supervisors

Doug Marrs John A. Muffo

Annette S. Perkins (Arrived 7:50 p.m.) James D. Politis (Arrived 7:35 p.m.)

B. Clayton Goodman, III -County Administrator

L. Carol Edmonds -Assistant County Administrator

Martin M. McMahon -County Attorney

Robert C. Parker -Public Information Officer Steve Sandy -Zoning Administrator

Vickie L. Swinney -Secretary, Board of Supervisors

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by Steve L. Spradlin, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (1) Discussion, Consideration or

Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

- 1. Economic Development Commission
- 2. Planning Commission

- (5) Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business= or industry=s interest in locating or expanding its facilities in the community.
 - 1. Falling Branch Industrial Park
 - 2. Project # 2005050
 - 3. Project # 2005005

The vote on the foregoing motion was as follows:

AYE NAY ABSENT

Doug Marrs
None Mary W. Biggs

Steve L. Spradlin
John A. Muffo
Gary D. Creed

ABSENT

Mary W. Biggs

Annette S. Perkins

James D. Politis

Supervisor Biggs arrived at 6:20 p.m.

OUT OF CLOSED MEETING

Gary D. Creed

On a motion by Steve L. Spradlin, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

AYE NAY ABSENT
Doug Marrs None Annette S. Perkins
Steve L. Spradlin James D. Politis
John A. Muffo
Mary W. Biggs

CERTIFICATION OF CLOSED MEETING

On a motion by Steve L. Spradlin, seconded by John A. Muffo and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

<u>AYE</u>S

Steve L. Spradlin John A. Muffo Mary W. Biggs Doug Marrs Gary D. Creed

NAYS

None

ABSENT DURING VOTE

Annette S. Perkins James D. Politis

ABSENT DURING MEETING

Annette S. Perkins James D. Politis

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATION OF AWARD

Law Enforcement Challenge Award

Don Allen, Virginia Association of Chiefs of Police, presented the Montgomery County Sheriff's Office with the Law Enforcement Challenge Award.

The Law Enforcement Award is a competition between similar size and type of law enforcement agencies. It recognizes and rewards the best overall traffic safety programs in Virginia and the United States. The Montgomery County Sheriff's Office received second place in Virginia and second in the Nation in their category.

PUBLIC HEARING

Elliston-Lafayette Village Plan

To consider the policy framework, maps, supporting data for the Elliston-Lafayette Village Plan. The Elliston-Lafayette Village Plan is the second in a series of six village plans specified in PLU 1.7 villages, 1.7.1 Village Plan Process, and PNG 4.0 Villages and Rural Communities in the Montgomery County 2025 Comprehensive Plan

Meghan Dorsett, Planner, provided a brief overview of the Elliston-Lafayette Village Plan. The County's 2025 Comprehensive Plan included the development of six village plans. The Board of Supervisors has approved the Prices Fork Village Plan; and the Elliston-Lafayette Village Plan is the second to be developed. Even though there is a designation of six village plans, there will be seven villages. The Elliston area and Lafayette area are combined into one village plan but will be two separate villages, the Village of Elliston and the Village of Lafayette. These two were combined into one village plan because both share public water, public sewer, and schools.

The Planning Commission held a public hearing at the Elliston-Lafayette Elementary School on August 17, 2005. The Planning Commission believes the village plan is an important step both in implementing the new 2025 Comprehensive Plan and in guiding future growth and development in the eastern portion of Montgomery County.

At their October 19, 2005 meeting, the Planning Commission recommended approval to the Board of Supervisors of the Elliston-Lafayette Village Plan Amendment to the Comprehensive Plan.

Supervisor Creed commented that there should be more of a definite distinction between the Elliston and Lafayette expansion areas. He believes it should define more clearly where each expansion area is located.

There being no speakers, the public hearing was closed.

PUBLIC ADDRESS

There being no speakers, the public address session was closed.

DELEGATIONS

Nannie B. Hairston Bronze Sculpture

The County Administrator reported that Mr. Larry Bechtel requested that his presentation to update the Board on the Nannie B. Hairston Bronze Sculpture be re-scheduled to January 9, 2006.

Montgomery County Sheriff's Department -Communications Equipment

Sheriff Whitt updated the Board of Supervisors on the progress of upgrading the communications equipment for the Sheriff's Office.

Supervisor Politis arrived at 7:35 p.m.

CONSENT AGENDA

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously, the Consent Agenda dated December 19, 2005 was approved.

The vote on the foregoing motion was as follows:

AYE NAY ABSENT
John A. Muffo None Annette S. Perkins
James D. Politis
Steve L. Spradlin
Doug Marrs

Mary W. Biggs

Gary D. Creed

Approval of Minutes

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously, the minutes dated September 26, 2005 were approved.

R-FY-06-77 SCHEDULE PUBLIC HEARING FY 2006-2007 BUDGET

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby schedules a public hearing for Monday, January 9, 2006 at 7:15 p.m., or as soon thereafter, in the Board Chambers, Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia for the purpose of receiving citizens' comments on the following:

Fiscal Year 2006-2007 County Budget

The purpose of this public hearing is to gather citizen comments on the upcoming 2006-2007 fiscal year budget.

A-FY-06-57 ECONOMIC DEVELOPMENT HUCKLEBERRY SPUR LINE

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006 for the function and in the amount as follows:

810 Economic Development

\$45,000

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451203 Undesignated Fund Balance

\$45,000

Said resolution is to provide the local match for the Industrial Access Railroad Track Funds for the improvement of the Huckleberry Rail Line located behind Corning.

A-FY-06-58 SHERIFF RECOVERED COSTS

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

310	Sheriff – Comp Board	\$2,620
321	Sheriff – Grants	<u>\$ 225</u>
	Total	\$2,845

The sources of the funds for the foregoing appropriation are as follows:

Revenue A	ccount	
441101	Insurance Recoveries	\$ 130
423100	Shared Expenses	\$2,490
424401	Project Lifesaver	\$ 225
	Total	\$2,845

Said resolution appropriates recovered costs from insurance, funds received from the State to upgrade the Livescan system, and Project Lifesaver funds.

A-FY-06-59 INTEREST PROCEEDS – 2000B BONDS

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

19 School Construction

\$30,000

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

415102 Interest on Investments

\$30,000

Said resolution appropriates interest estimated on the 2000B bond account.

A-FY-06-60 MENTAL HEALTH ASSOCIATION OF THE NEW RIVER VALLEY GRANT FUNDS APPROPRIATION

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

911 Outside Agency Grants - MHANRV

\$400,000

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

424401 Federal Grants

\$400,000

Said resolution appropriates federal grant funds for the Mental Health Association of the New River Valley.

R-FY-06-78 ADDITION TO VDOT'S SECONDARY SYSTEM OF STATE HIGHWAYS

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

WHEREAS, The streets described below are shown on a plat in the Clerk=s Office of the Circuit Court; and

WHEREAS, The Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Virginia Department of Transportation's Subdivision Street Requirements.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia requests the Virginia Department of Transportation to add the following streets to the secondary system of state highways, pursuant to Section 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, after receiving a copy of this resolution and all outstanding fees and documents required of the developer, whichever occurs last in time:

0.36

ADDITION:

The Orchards Subdivision Phase 3-B

Name of Street:	<u>Length</u>
Cherry Lane (SR 1237)	

From: 0.14 mile from SR 694 .04

To: 0.18 mile from SR 694 Plat Recorded: 2-19-2003

Plat Book: 23 Page: 429

Blossom Trail (SR 1229)

From: Cherry Lane (SR 1237)
To: Cherry Lane (SR 1237)

Plat Recorded: 2-19-2003

Plat Book: 23 Page: 429

ADDITION: Length

Brush Mountain Estates Phases 3&4

Name of Street

Belaire Drive (SR 1066)

From: Crimson Drive (SR 1065)

To: Rhea Ridge Drive (SR 1067) 0.18

Plat Recorded: 03/14/1999

Plat Book:18 Page: 73

Rhea Ridge Drive (SR 1067)

From: Belaire Drive 0.84

To: Cul-de-sac

Plat Recorded: 10/14/1999

Plat Book:19 Page: 254

Isabel Court (SR 1068)

From: Rhea Ridge Drive (1067)

To: Cul-de-sac 0.35

Plat Recorded: 10/14/1999

Plat Book:19 Page: 254

Surface View Circle (SR 1069)

From: Rhea Ridge Drive (SR 1067) 0.08

To: Cul-de-sac

Plat Recorded:02/15/2000

Plat Book:20 Page: 29

BE IT FURTHER RESOLVED, The Board guarantees a clear and unrestricted right-ofway of 50' as described, and any necessary easements for cuts, fills, and drainage; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

R-FY-06-79 FINAL PLAT CEDAR ORCHARD SUBDIVISION PHASE IV-B

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

WHEREAS, Cedar Orchard Subdivision Phase IV-B consists of 26 lots located on Brockton Street (SR 1283) and Cedar Orchard Drive East (SR 1238) and has been found to meet the requirements of the Montgomery County Code Chapter 8, Article IV (Subdivision Ordinance).

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia does hereby approve the Final Plat of Cedar Orchard Subdivision Phase IV-B (Balzar and Associates Inc. Job No. B0500013.00 dated June 1, 2005).

FURTHER, The Subdivision Agent and County Engineer are hereby authorized to sign said subdivision plat for recordation.

OLD BUSINESS

Twin Creek Mobile Home Estate, Inc. (Agent: Gay & Neel, Inc.)

Request to rezone 23.8 acres from Agriculture (A-1) to Multi-Family Residential (RM-1)/ Located on the south side of Rock Road (Rte. 688) approximately 0.55 miles west of the Rock Road and Radford Road (US Route 11) intersection in Riner Magisterial District.

Supervisor Politis made a motion, seconded by Supervisor Muffo to approve the proposed rezoning.

The Board discussed their concerns about the issue of allowing a private road in the development, as the County's eligibility for the VDOT Rural Addition program is still in question. If the County revises its Subdivision Ordinance to not allow private streets in order to become eligible for the Rural Addition Program, how will approving private streets affect the County's status with VDOT. The Board also expressed concern that potential buyers may not know that the street will be private and that neither VDOT nor the County will maintain it. They asked if this could be added to the covenant and deeds to make the buyer aware that this road will always remain private.

Supervisor Biggs also expressed concern with potential impact on the school system. She asked if the applicant could phase in the construction of the townhomes to avoid a huge impact at one time.

The County Attorney recommended that the Board of Supervisors table the proposed ordinance until staff can contact VDOT and request a written response regarding the issue of private streets and rural addition funding.

R-FY-06-84 TWIN CREEK MOBILE HOME ESTATE, INC. REZONING REQUEST – TABLED

On a motion by James D. Politis, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby **TABLES** the Twin Creek Mobile Home Estate, Inc. request to rezone 23.8 acres from Agriculture to Multi-Family Residential located on the south side of Rock Road (SR 688) in order to obtain additional information pertaining to private roads and rural addition funding.

The vote on the foregoing motion was as follows:

AYE
Annette S. Perkins
John A. Muffo
Mary W. Biggs
Doug Marrs
Steve L. Spradlin
James D. Politis
Gary D. Creed

NEW BUSINESS

R-FY-06-81 A RESOLUTION TO PARTICIPATE IN THE NEW RIVER VALLEY REGIONAL WATER SUPPLY STUDY

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

WHEREAS, The New River Valley Planning District Commission (NRVPDC) has requested Montgomery County to continue its participation in the New River Valley PDC's regional water study; and

WHEREAS, Montgomery County wishes to continue its participation in the New River Valley PDC's water study, but retain the right to elect to participate in a Blacksburg-Christiansburg-VPI Water Authority regional plan if one is developed or participate in another regional water plan which benefits Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors desires to continue the County's involvement and participation in the New River Valley PDC study to identify potential regional approaches to water supply planning.

The vote on the foregoing resolution was as follows:

AYE
John A. Muffo
Mary W. Biggs
Doug Marrs
Steve L. Spradlin
James D. Politis
Annette S. Perkins
Gary D. Creed

R-FY-06-82

RESOLUTION AUTHORIZING THE FILING OF GRANT APPLICATION WITH THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF CONSERVATION AND RECREATION AND THE AMERICAN GREENWAYS PROGRAM FOR THE ELLETT LOOP TRAIL

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Administrator is authorized to file an application with the Virginia Department of Conservation and Recreation, Recreation Trails Fund Program, for an 80-20 matching grant to be shared by the Town of Blacksburg and Montgomery County to fund the following projects:

- 1. Section 4, Ellett Valley Loop Trail: Construction of 2,260 linear feet of new trail and 400 square feet of parking area at a maximum cost of \$100,000.
- 2. Section 5, Ellett Valley Loop Trail: Construction of 2,690 linear feet of new trail, 2,000 square feet of parking area, one kiosk, one bicycle rack, and a 16 foot viewing deck at a maximum cost of \$100,000.

FURTHER, BE IT RESOLVED, That the County Administrator is authorized to file an application with the American Greenways Program for a grant to fund surveying, construction drawings, tread way perspective, bridges, signage and parking lot layout for Section 5 of the Ellett Valley Loop Trail.

The vote on the foregoing resolution was as follows:

AYE
Mary W. Biggs
Doug Marrs
Steve L. Spradlin
James D. Politis
Annette S. Perkins
John A. Muffo
Gary D. Creed

R-FY-06-83

A RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY ATTORNEY TO INSTITUTE LEGAL PROCEEDINGS PURSUANT TO SECTION 58.1-3965, et Seq. OF THE CODE OF VIRGINIA IN THE MONTGOMERY COUNTY CIRCUIT COURT IN ORDER TO SEEK COURT APPROVAL TO SELL THIRTY ONE (31) PARCELS WITH DELINQUENT TAXES FOR THE PURPOSE OF COLLECTING DELINQUENT REAL ESTATE TAXES

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

WHEREAS, Section 58.1-3965 of the Code of Virginia allows any County, City or Town to seek judicial approval to sell any real estate that is more than two years delinquent on their real estate taxes for the purpose of collecting all the delinquent taxes owed on the property; and

WHEREAS, The Treasurer of Montgomery County, Virginia, has identified thirty-one parcels in Montgomery County following proper notice being sent to the last known address and a notice being published in the Current Section of the Roanoke Times on October 2, 2005, that are more than two years delinquent on their real estate taxes. A list containing the thirty-one parcels identified by parcel number, tax map number, brief property description and the last known owner of the parcels is hereby attached and made a part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board hereby authorizes the Montgomery County Attorney to institute legal proceedings against the owners of the thirty-one parcels identified on the attached list pursuant to Section 58.1-3965, et Seq. of the Code of Virginia, in the Montgomery County Circuit Court in order to seek Court approval to sell the thirty-one parcels for the purpose of collecting delinquent real estate taxes and costs from the proceeds of the sale of these delinquent parcels.

The vote on the foregoing resolution was as follows:

AYE
Doug Marrs
None
Steve L. Spradlin
James D. Politis
Annette S. Perkins
John A. Muffo
Mary W. Biggs
Gary D. Creed

THIRTY-ONE TAX DELINQUENT PARCELS

December 2005

Montgomery County, Virginia

Last Known Owner	Parcel #	Tax Map#	Description
Henry Billingsby	001626	498-A 450	.100 ac., Summit Court
Eugene & Ann S. Cheryl Bryant	031928	052-A 92C	1268 Thomas Lane500 ac, Strouble Creek Parcel A
Ocie Carson	003218	090-A 69A	5.0 ac, Plum Creek
Charlotte M. Clark	033211	558-9 4A	2.430 ac., Floyd Rd, Lot 4 T H Morgan
Vivian Violet Garlick	025360	044-A 44A	.50 ac, NFR
Nancy L. Graves	007421	042-A 73	1.5 ac, Alleghany Mtn Tract 1
Jeff Gray	007479	526-2 59A	N/S Pepper St, Pt Lot 59
Dorsie May Handy	008011	063-A 20	.40 ac, Pepper Ferry Rd
Thomas D. Hardie	013350	067-A 160	.551 ac, Blacksburg Rd
D. Hutton	027193	090-A 31C	Plum Creek RW S/S Rt. 11
Richard Kennedy	031857	072-A 56	5.0 ac., Break Branch
Eric G. & Winema N. Lanque.	021807	064-A 26A	6.068 ac, Stroubles Creek, Parcel 3
Mary Elizabeth Hickman Mack	023212	112-A 32	Hickman Hollow Rd., 1.0 ac., SFR
Charles A. Miller Heirs	024419	500-A 3	.591 ac., N/S Roanoke Rd., 25 Ft Strip
Clifton Newbill	013476	122-A 56	6.0 ac., Pilot Mt.
Ferdinand Norrell	013621	072-A 54	6.0 ac., SFR
Andrew Norrell	013620	083-A 65	Kirk Hollow Rd., .250 ac., Shawsville
Calvin Nunley	013658	071-A 11B	Seneca Hollow Rd, 9.0 ac., Seneca
Steven Lee Olinger	013776	051-A 63	3.744 ac., Toms Creek PT Tract 2
N.M. Orr	031835	065-A 82	5.0 ac., Stroubles Creek
Eugenia F. Redmond	015666	497-20 45	Colhoun Miller Add Lot 45
Peggy Bryson Reed Etal	015690	107-A 58	3064 Pilot Rd., .70 ac., Elliotts Creek
Constance L.G. Rigby	033700	121-A 85	2.0 ac., E/S Pilot Rd.
Judy E. Smith	027342	130-A 26A	1025 Cornstalk Rd., 4.60 ac, Pilot Mt.
Minnie V. Smith	017881	497-A 323A	.125 ac., Stone St. Pt Lot 40
O.H. Taylor Heirs	026700	028-A 28	.500 acres, Toms Creek
Samuel N. & Dabney Ann Turner	018913	091-A 77	1491 Gunston Rd., Plum Creek Lot
Curtis W. & Shirley S. Wallace	000485	089-A 11	Rock Rd. 1.0 ac.
Curtis W. & Shirley S. Wallace	031722	089-A 71	.250 ac., Rock Rd
Russell N. Walthall	020392	057-A 6	Description 2.80 ac., NFR
Louise Agee Woolwine Life Estate 021444 & Mary Katherine Woolwine		526-24 6	570 Radford St., Corp. Limits Lot

R-FY-06-80

A RESOLUTION SUPPORTING THE APPLICATION FOR VIRGINIA DEPARTMENT OF HISTORIC RESOURCES COST-SHARE FUNDING FOR RECONNAISSANCE SURVEYS OF HISTORIC SITES AND PREPARATION OF DISTRICT NOMINATION DOCUMENTS FOR THE VILLAGES OF ELLISTON AND PRICES FORK

On a motion by Steve L. Spradlin, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Virginia Department of Historic Resources provides 50-50 cost share funding for local historic preservation projects, including reconnaissance level historic site surveys; document preparation, including district nomination forms; and site evaluations; and

WHEREAS, Montgomery County has, historically, supported historic preservation efforts through the development of the Historic Site Survey, conducted in 1986, and the development of district nomination forms for historic districts throughout Montgomery County in 1989, resulting in the establishment of 11 National Register Historic Districts in 1991; and

WHEREAS, The Montgomery County 2025 Comprehensive Plan, the Elliston and Lafayette Village Plan, and the Prices Fork Village Plan all contain significant historic preservation elements and the expansion of the district in Prices Fork and the establishment of a district in Elliston would provide citizens with access to state and federal historic preservation tax credits to help fund rehabilitation efforts; and

WHEREAS, Phase I resurvey projects to expand the existing historic district in Prices Fork and establish an historic district in Elliston have an estimated cost of \$20,000 (\$6,000 for the resurvey of Prices Fork and the expansion of the existing district to include properties at the Forks and along McCoy and Tucker Roads; and \$14,000 for the reconnaissance survey and preparation of district nomination form for Elliston); and

WHEREAS, The Virginia Department of Historic Resources cost-share program will fund 50% (\$10,000) of the Phase I resurvey projects for villages with adopted Village Plans when matched by 50% (\$10,000) in funding from Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia does hereby authorize an application to the Virginia Department of Historic Resources Cost-Share funding for the resurvey of historic resources in the Villages of Prices Fork and Elliston and agrees to provide a local cash match not to exceed \$10,000.

The vote on the foregoing resolution was as follows:

AYE
Steve L. Spradlin
James D. Politis
Annette S. Perkins
John A. Muffo
Mary W. Biggs
Doug Marrs
Gary D. Creed

A-FY-06-61 CHRTISTIANSBURG VOLUNTEER RESCUE SQUAD – RINER SATELLITE STATION

On a motion by James D. Politis, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund is granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

940 Transfer to County Capital Projects Fund \$45,945

The source of funds for the foregoing appropriation is as follows:

451203 Undesignated Fund Balance \$45,945

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects Fund is granted an appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

12 County Capital Projects
330 Riner Rescue \$45,945

The source of funds for the foregoing appropriation is as follows:

Revenue Accounts:
451100 Transfer from General Fund \$45,945

Said resolution appropriates an advance for the Christiansburg Volunteer Rescue Squad – Riner Satellite Station building, which will be repaid to the General Fund from proceeds raised by the volunteers.

The vote on the foregoing resolution was as follows:

AYE
Annette S. Perkins
John A. Muffo
Mary W. Biggs
Doug Marrs
Steve L. Spardlin
James D. Politis
Gary D. Creed

A-FY-06-62 CAPITAL IMPROVEMENT PROGRAM COUNTY CAPITAL PROJECTS FUND FIRE & RESCUE

On a motion by Steve L. Spradlin, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund is granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

941 Transfer to County Capital Projects Fund \$1,265,000

The source of funds for the foregoing appropriation is as follows:

451203 Undesignated Fund Balance \$1,265,000

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects Fund is granted an appropriation for the fiscal year ending June 30, 2006, for the function and in the amount as follows:

12 <u>County Capital Projects</u>

330 Fire & Rescue

Blacksburg Fire Station #3	\$215,000
Christiansburg Rescue – Ambulance	135,000
Riner Fire - Response Vehicle	50,000
Elliston Fire Department	
Response Vehicle and Pumper	300,000
Shawsville Rescue Squad – Jaws of Life	60,000
Long Shop/McCoy Rescue	
Response Vehicle and	
Replacement Ambulance	165,000

Long Shop/McCoy Fire Department Tanker Truck

<u>340,000</u>

Total \$1,265,000

The source of funds for the foregoing appropriation is as follows:

Revenue Accounts:

451100 Transfer from General Fund \$ 1,265,000

Said resolution appropriates new CIP projects for Fire & Rescue and related funding sources for FY 2006.

The vote on the foregoing resolution was as follows:

AYE Mary W. Biggs NAY None

John A. Muffo Doug Marrs

Steve L. Spardlin

James D. Politis

Annette S. Perkins

Gary D. Creed

R-FY-06-74 MONTGOMERY REGIONAL ECONOMIC DEVELOPMENT COMMISSION NEW RIVER COMMUNITY COLLEGE REPRESENTATIVE

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Ronald E. Chaffin** as New River Community College's representative to the Montgomery Regional Economic Development Commission effective January 1, 2006 and expiring December 31, 2008.

The vote on the foregoing resolution was as follows:

AYE NAY John A. Muffo None

Mary W. Biggs

James D. Politis

Annette S. Perkins

Doug Marrs

Steve L. Spradlin

Gary D. Creed

R-FY-06-75 MONTGOMERY REGIONAL ECONOMIC DEVELOPMENT COMMISSION RADFORD UNIVERSITY REPRESENTATIVE

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Dr. Rick Slavings** as Radford University's representative to the Montgomery Regional Economic Development Commission effective January 1, 2006 and expiring December 31, 2008.

The vote on the foregoing resolution was as follows:

AYE
John A. Muffo
Mary W. Biggs
James D. Politis
Annette S. Perkins
Doug Marrs
Steve L. Spradlin
Gary D. Creed

R-FY-06-76 PLANNING COMMISSION APPOINTMENT

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Malvin L. Wells** to the Montgomery County Planning Commission effective December 20, 2005 and expiring December 19, 2009.

The vote on the foregoing resolution was as follows:

AYE
John A. Muffo
Mary W. Biggs
James D. Politis
Annette S. Perkins
Doug Marrs
Steve L. Spradlin
Gary D. Creed

INTO WORK SESSION

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

- 1. Cash Proffers
- 2. Peace Sculpture

The vote on the foregoing motion was as follows:

AYE
James D. Politis
Annette S. Perkins
Mary W. Biggs
John A. Muffo
Doug Marrs
Steve L. Spradlin
Gary D. Creed

Cash Proffers

The Board of Supervisors at their November 28, 2005 meeting discussed the need to explore the potential of accepting cash proffers as one avenue to address capital needs arising from the rezoning of properties. Staff was instructed to prepare an action plan by which the concept of accepting cash proffers could be discussed and evaluated.

If the Board of Supervisors wishes to pursue this matter further, the County Administrator recommended that the Board authorizes County staff to proceed with the following proposed study and evaluation:

- 1. Proposed Cash Proffers Study Guidelines
- 2. Phase I Data Collection

The County Administrator suggested the following individuals be assigned to the study work group:

County Administrator

Assistant County Administrator

County Attorney

Finance Director

Planning Director

Budget Manager

Town of Blacksburg representative

Town of Christiansburg representative

The Town Managers for the Town of Blacksburg and Christiansburg have both been contacted and both stated they would be willing to seek their Town Council's approval to participate.

The Staff Work Group during the data collection would also contact the local chamber office, regional and local homebuilders, and realtors associations to update data collected by the County's consultant. The Work Group would review the "Review and Evaluation of Cash Proffer Policy Options" prepared by Herd Planning & Design, Ltd dated October 2, 2002. They would also research which rezoning actions over the past 5 years would have resulted in cash proffers.

Once Phase I is competed, Phase II would begin with Staff and Work Group to study and evaluate the cash proffer program. The Board will be asked to identify groups they wish to participate in the actual study. Suggested members of the work group would be Board of Supervisors representative, Planning Commission representative, Economic Development representative, Chamber of Commerce representative, New River Valley Home Builders Association representative, and the New River Valley Association of Realtors representative.

Phase II action items would include preparing a report summarizing the pros and cons of adopting cash proffers, a report of impact statements from the work group participants.

The County Administrator reported that he anticipates a report from the Staff and Work Group to the Board of Supervisors by June 2006.

By Board consensus, the County Administrator was instructed to proceed with the action plan as presented.

Peace Sculpture

The County Administrator reported that the Montgomery County Rotary Club contacted him in the spring of 2005 to discuss the possibility of the County allowing for the installation of a Peace Sculpture on County property.

The Peace Sculpture is crafted from twisted steel salvaged from the World Trade Center. The sculpture, designed by Scott Hurst and Matthew Gart, incorporates the twisted steel with a temple bell, sculptured by Lawrence Betchel. The Rotary Club had originally planned to locate the sculpture at the Cranwell International Center on Virginia Tech's campus; however, Virginia Tech declined to accept the sculpture.

The intent of the sculpture is to recognize the tragedy of the World Trade Center 9/11 disaster and promote peace and understanding.

The Board is asked to authorize the placement of the sculpture at the main entrance at the County Government Center.

Following discussion by the Board, staff was instructed to draft wording for a plaque to be placed with the Peace Sculpture. The County Administrator will work with Supervisor Muffo to draft the appropriate wording and forward it to the Board by their next meeting.

OUT OF WORK SESSION

On a motion by Annette S. Perkins, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

AYE
Annette S. Perkins
Mary W. Biggs
John A. Muffo
Doug Marrs
Steve L. Spradlin
James D. Politis
Gary D. Creed

BOARD MEMBERS' REPORTS

<u>Supervisor Marrs</u> <u>Western Virginia Regional Jail Authority</u> In January 2006, the WVRJA will be advertising for a superintendent. They will advertise not only locally, but state-wide and nationally.

<u>Supervisor Biggs</u> <u>Western Virginia Regional Jail Authority</u> Supervisor Biggs commented that she doesn't want WVRJA to make the mistake other regional jails have made in the past by building too small and not planning for expansion. The County Administrator stated that the WVRJA is planning to design the new regional jail so expansion is possible when and if the jail meets population capacity.

<u>Supervisor Politis</u> <u>Vocational Education Project Committee – Montgomery County Schools</u> Supervisor Politis informed the Board he is on the Vocational Education Project Committee established by the Montgomery County School Board. This committee was formed to help survey the needs in the community regarding vocational education.

<u>Supervisor Perkins</u> <u>Clay Street</u> Supervisor Perkins asked the status of the school bus route that was discontinued on Clay Street. The County Administrator reported that VDOT has completed all the maintenance issues that were forwarded to them by the School Transportation Department. He will contact the School Transportation Department to see if their concerns were addressed.

<u>Swearing in Ceremony – Board of Supervisors</u> Supervisor Perkins informed the Board that the swearing in ceremony for the newly re-elected Board members is scheduled for Wednesday, December 21, 2005 in the Board Chambers.

<u>Supervisor Muffo</u> <u>Peace Sculpture</u> Supervisor Muffo thanked the Board members for their support in locating the peace sculpture at the Government Center.

<u>Blacksburg Partnership</u> Supervisor Muffo attended a meeting of the Blacksburg Partnership, where Virginia Tech President, Charles Steger, spoke. Mr. Steger spoke on how the University is appropriating money into research, such as the Bio-Tech and VT Transportation. Supervisor Muffo believes that these projects will contribute to the growth in Montgomery County, not only in the residential sector, but also business. He believes the County should continue to monitor the growth at Virginia Tech in order to plan for the future.

<u>Supervisor Spradlin</u> <u>Bereavement Leave for Part-time Employees</u> Supervisor Spradlin requested this issue be discussed at the next Board meeting.

<u>Supervisor Creed</u> Revenue Sharing Projects Supervisor Creed instructed staff to contact VDOT about the status of the revenue sharing projects. He would like to have in writing a time line of each project.

ADJOURNMENT

On a motion by Annette S. Perkins, seconded by Steve L. Spradlin and carried unanimously, the Board adjourned to Monday, January 9, 2006 at 6:00 p.m.

The vote on the foregoing motion was as follows:

AYE
Steve L. Spradlin
James D. Politis
Annette S. Perkins
Mary W. Biggs
John A. Muffo
Doug Marrs
Gary D. Creed

The meeting adjourned at 8:40 p.m.

APPROVED:		_ATTEST:	
	Gary D. Creed		B. Clayton Goodman, III
	Chair		County Administrator